

10 SONOS, INC.,

11 Plaintiff,

No. C 20-06754 WHA

12 v.

No. C 21-07559 WHA

13 GOOGLE, LLC.,

(Consolidated)

14 Defendant.

**ADDITIONAL QUESTIONS FOR
REQUESTED BRIEFING**

16 In the requested briefing already due Sunday, May 14, the parties shall please address the
17 following additional questions:

- 19 1. Can Sonos claim priority for the '966 patent, written from the perspective of the
controller, back to a provisional application that said it was not expected that the
controller could do the claimed invention?
- 22 2. Was the statement referenced above specifically brought to the attention of the
examiner on the '966 patent?
- 25 3. Were the appendices ever represented to the PTO to be the user manual? How did
they differ from the user manual for the Sonos 2005 system? What is the legal
27 significance of any discrepancy?

1 4. What lurks in the prosecution history of the '206 patent, and other patents in the zone
2 scene family, that sheds light on what led to the one sentence amendment to column
3 10 of the specifications of the two patents-in-suit in 2019, or otherwise bears on these
4 issues?

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6 5. Does the sentence added to column 10 of these specifications go to the priority date
7 for conception or to written description only? If written description only, then the
8 Google systems would not be prior art to the two patents-in-suit, true?

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10 6. Please quote each place in this case (all the way back to day one in both actions)
11 where either side represented to a court that the specifications of the two patents-in-
12 suit were the same as the provisional application specification or the first non-
13 provisional application specification.

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15 All requested briefing shall now be due on **SUNDAY, MAY 14, at 8:00 P.M.**

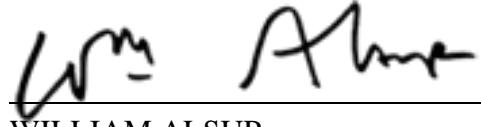
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17 **IT IS SO ORDERED.**

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19 Dated: May 13, 2023.

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21 WILLIAM ALSUP
22 UNITED STATES DISTRICT JUDGE

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